



Express Mail EL776175108US

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT: CATHERINE SHOEMAKER.
SERIAL NO.: 09/853,568
FILING DATE: May 11, 2001
CLIENT NO.: 1960-00100
FOR: METHOD AND APPARATUS FOR MARKING MEDICINE
CONTAINER

PETITION TO ACCORD FILING DATE

Applicant, Catherine Shoemaker, hereby petitions the Office to accord the above application a filing date and in support respectfully shows:

On May 11, 2001, Applicant submitted an utility application (given serial number 09/853,568 and hereinafter referred to as the '568 Application") and associated papers to the PTO. On July 16, 2001, the PTO issued a Notice of Omitted Item in a Nonprovisional Application ("Notice"). A copy of the Notice is attached as Exhibit 1. The Notice states that pages 2 and 3 of the specification appear to have been omitted from the '568 Application.

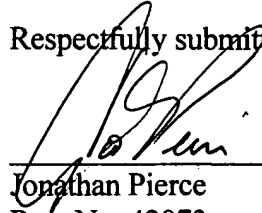
Upon review of Applicant's file, it appears that, due to an inadvertent error in copying the application papers, pages 2 and 3 of the specification were omitted from the initial transmittal. Applicant notes that those papers were, in fact, complete and available on that date, but inadvertently omitted from the '568 Application. By this Petition, Applicant respectfully submits pages 2 and 3 of the specification and respectfully requests a filing date. A copy of the omitted pages is attached as Exhibit 2. Additionally, Applicant submits a supplemental oath (Exhibit 3) and the \$130.00 petition fee. Therefore, Applicant respectfully requests that a filing date be accorded the '568 Application.

08/09/2001 KZWDIE 00000026 09853568

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130.00 DP

Respectfully submitted,



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Date: August 3, 2001

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